IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: The 7th day of April 2006

III Bail Application No. 246 of 2006

Order on the bail application of accused

CRIMINAL SIDE

Virendra Kumar alias Kaka
S/o Manohar lal
R/o Gali No. 3 Ambedkar Nagar Jwalapur
P.S. Jwalapur
District Haridwar

….. Applicant

Versus

State of Uttaranchal

….Opposite Party

Arising out of Case Crime No. 250 of 2004
Under Section 302 I.P.C.
P.S. Ranipur
District Haridwar

By the court

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case crime No. 250 of 2004 under Section 302 I.P.C. P.S. Ranipur, District Haridwar.

Heard Sri J.S. Virk, learned counsel for the applicant as well as learned A.G.A. and perused the record.

This is the third bail application on behalf of the applicant as two bail applications earlier have been rejected by me on merit.

Learned counsel for the applicant has submitted that the applicant has been declared as lunatic person and he is a crippled man, therefore, it would be desirable to release him in the interest of justice.

I do not find any force in the argument advanced by learned counsel for the applicant/accused as the trial court has itself passed an order in this regard that keeping in view the ailment of the applicant he has been directed to be admitted in Mental Asylum at Varanasi and the file of the case pertaining to the applicant has already been separated.

I do not find any sufficient ground to enlarge the applicant on bail at this stage.

Accordingly, the IIIrd bail application is rejected .

(B.C. Kandpal, J.)

Dated 07.04.2006
LSR